

IT IS ORDERED as set forth below:



Date: November 18, 2022

Susan D. Barrett

United States Bankruptcy Judge
Southern District of Georgia

UNITED STATES BANKRUPTCY COURT
Southern District of Georgia

In re:
Jo Carlton Barker,
Debtor.

Case No.: 22-10436-SDB

Judge: Susan D. Barrett

Chapter: 13

ORDER ON MOTION FOR RELIEF FROM STAY
(Official Local Form B-55)

MOVANT: Wilmington Savings Fund Society, FSB, Not In Its Individual Capacity But Solely As
Owner Trustee of Pretium TRS Warehouse Trust
SUBJECT PROPERTY: 3997 Dowling Drive, Martinez, Georgia 30907

After notice and a hearing the motion is ordered:

☐ Granted. ☐ The Trustee will discontinue distribution on the movant's claim and reduce movant's claim to the amount paid if no amended claim is filed within _____ days of this order.

☐ The Trustee shall reduce movant's claim relating to this collateral to the amount paid. Movant is granted leave to seek allowance of a deficiency claim, if appropriate.

☐ Continued to _____ at _____ a.m./p.m.

☐ Continued. The Motion will not be reassigned until a minimum of seven (7) days after Movant files and serves a Request for Assignment of Continued Hearing. That request shall not be filed until discovery is complete, including, if applicable, providing a post-petition payment history to opposing counsel.

☒ Denied.

☐ Denied on the condition that:

☐ The debtor shall make timely post-petition payments to Movant as required by the Chapter 13 plan.

☐ The debtor shall tender payments to Movant or take other action as follows:

- ☐ Post-petition arrearage is \$_____ through the _____ payment due date, plus attorney's fee of \$_____ and court costs of \$_____ for a total arrearage of \$_____.
- ☐ Debtor shall pay to Movant the sum of \$_____ on or before _____ which sum shall be applied to the above-referenced total arrearage.
- ☐ Debtor shall cure the foregoing arrearage in full by making additional monthly payments to the Movant in the sum of \$_____ per month beginning _____ and continuing on the _____ day of each successive month thereafter, with a final additional payment of \$_____ being due on or before _____.
- ☐ Debtor shall recommence making regular monthly payments to Movant, as same come due under the applicable loan documents, including any insurance premiums which may come due thereunder, (subject to adjustments if provided in the contract) beginning _____, and maintain current monthly payments thereunder for the pendency of this case. All payments must include the last four digits of the account number _____ and shall be sent to the following address, depending on the type of payment:

STRICT COMPLIANCE IS ORDERED as follows:

- ☐ That in the event the debtor fails to comply with the terms of this order, the movant, through its attorney of record, may file an affidavit establishing the default, served upon the debtor and debtor's attorney. Upon the expiration of fourteen (14) days without the filing of a counter-affidavit by the debtor disputing the fact of default, an order will be entered lifting the automatic stay, converting the case to a Chapter 7 or dismissing the case without further motion, notice or hearing.

- ☐ The strict compliance provision of this Order shall expire on _____.

- ☐ Other provisions: _____

NOTE TO COUNSEL: THE COURT REQUIRES ANY FORM MODIFICATIONS AND/OR NONCONFORMING TERMS TO BE PLACED IN THE "OTHER PROVISIONS" SECTION ABOVE, OR ON A SEPARATE PAGE.

[END OF DOCUMENT]

Attorney for Movant

Attorney for Respondent/Debtor

Debtor

Trustee

Name (print)

Name (print)

Name (print)

Name (print)

GA Bar No:

GA Bar No:

Order prepared and submitted by:

s/: _____

Attorney Name: _____

Attorney for: _____

GA Bar No: _____

Address: _____

City, St, Zip: _____

Phone: _____

Email: _____

GASB-55e(eOrders Format Revision 02/22) **BJW**